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July 7, 2021

VIA ECF

Honorable Freda L. Wolfson, Chief Judge
United States District Court
Clarkson S. Fisher Federal Building & US Courthouse, Room 5050
402 E. State Street
Trenton, NJ 08608

RE: In re: Johnson & Johnson Talcum Powder Litigation, MDL No. 2738

Dear Chief Judge Wolfson:

Our office represents Defendant PTI Union, LLC (“Union”) in the above-referenced matter. Union is a named defendant in matters pending in this MDL as a result of the removal of numerous state court matters. Some of these matters are subject to Your Honor’s June 29, 2020 Opinion and Order requiring Plaintiffs to refile a subset of their claims via short form complaints with 30 days. (See Dkt. 123 & 124).¹

¹ The cases in which this Court directed the severed Plaintiffs to file short form complaints are: *Amy Johnson et al. v. Johnson & Johnson, et al.*, Civil Action No. 18-1423; *Maureen Kassimali, et al., v. Johnson & Johnson et al.*, Civil Action No. 18-5534; *Sherron Gavin, Individually and on Behalf of all Distributees of the Estate of Rosalyn Gavin, Deceased, et al. v. Johnson & Johnson, et al.*, Civil Action No. 18-10319; *Amanda Reising, Individually and on Behalf of the Estate of Christine Reising, Deceased, et al. v. Johnson & Johnson et al.*, Civil Action No. 18-10320; *Cynthia Gibson, Individually and on Behalf of the Estate of Devin Gibson, Deceased, et al. v. Johnson & Johnson et al.*, Civil Action No. 18-14637; *Lisa Hittler, 5197956.1*

Plaintiffs appealed this Court's June 29, 2020 Order – in part – to the U.S. Court of Appeals for the Third Circuit. Following the Third Circuit's April 27, 2021 Order, Plaintiffs have recently begun refiling their claims as originally directed by this Court. At this juncture, Union anticipates additional individual short form complaints will continue to be filed pursuant to the June 29, 2020 Order. Union respectfully requests that the time for it to respond to these refiled complaints be stayed until a date certain set by the Court by which the refiling of any such complaints should have occurred.² Thereafter, Union requests that it be permitted to file an Omnibus Motion to Dismiss those separately filed claims.

If Union's Omnibus—or individually filed—Motion(s) to Dismiss are denied, then Union requests the opportunity to file a Master Answer on the docket.

Your Honor's attention to this matter is greatly appreciated.

Respectfully submitted,

/s/ Janet L. Poletto

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et al., v. Johnson & Johnson, Inc., et al, Civil Action No. 18-17106; *Tashay Benford, et al. v. Johnson & Johnson et al.*, Civil Action No. 19-5590; *Laura McConnell, et al. v. Johnson & Johnson, et al.*, Civil Action No. 19-9365; and *Cynthia Kannady, et al. v. Johnson & Johnson, et al.*, Civil Action No. 19-13476.

² By making this request, Union is not conceding that any of the short form complaints recently filed by Plaintiffs were refiled timely pursuant to the express terms of this Court's June 29, 2020 Opinion and Order.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on July 7, 2021 the foregoing was filed electronically with the Clerk of Courts to be served by operation of the Court's electronic filing system on all counsel of record.

/s/ Janet L. Poletto

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